



Winston H. Hickox
*Secretary for
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State Water Resources Control Board

Division of Water Rights

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Gray Davis
Governor

NOTICE OF PETITION FOR TEMPORARY URGENCY CHANGE IN THE POINTS OF DIVERSION UNDER SOUTHERN CALIFORNIA WATER COMPANY'S WATER RIGHT PERMIT 20827 (APPLICATION 30159)

September 30, 2002

Notice is hereby given that on August 15, 2002,

Southern California Water Company
c/o Russel M. McGlothlin
21 East Carrillo Street
Santa Barbara, CA 93101

filed a petition requesting a Temporary Urgency Change to Permit 20827 (Application 30159) under Water Code section 1435, et seq. If approved, an additional point of diversion would be added to the existing seven authorized points of diversion under Permit 20827 (Application 30159). Temporary urgency changes approved pursuant to the provisions of Water Code section 1435 may be effective for up to 180 days.

BACKGROUND

Southern California Water Company (SCWC) holds Permit 20827 (issued on February 23, 1996) authorizing the direct diversion of up to 2.17 cubic feet per second (cfs) between January 1 and December 31 of each year, up to a maximum of 631 acre-feet per year. Water is diverted from seven groundwater wells located in Buford Canyon, Flume Canyon, Acorn Canyon, Heath Canyon, and Sheep Canyon. Water is used for municipal purposes within the community of Wrightwood and surrounding areas located in T3N, R7W, SBB&M.

The petition states as a result of last year's limited precipitation SCWC has been unable to divert sufficient amounts of water to meet the municipal demand within SCWC's authorized service area. SCWC submitted this petition requesting the addition of an eighth point of diversion to meet this demand.

SCWC has obtained the rights to drill a test well within a 600 foot by 300 foot area within a residential development located in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of section 16, T3N, R7W, SBB&M, with the option to install a permanent well site therein. Additionally, a transmission line to the nearest street location of SCWC's existing water supply system would be installed.

The rate of diversion and total amount of water diverted from the eighth well in combination with the existing seven wells will not exceed the quantities specified in Permit 20827.

CEQA COMPLIANCE

Pursuant to the provisions of the California Environmental Quality Act (CEQA), the SWRCB has issued a Notice of Exemption for the proposed temporary urgency change. The notice found that the proposed project was exempt from the provisions of CEQA (Categorical Exemption Class 4, Title 14, California Code of Regulations, Section 15304).

SWRCB'S STATUTORY PROVISIONS

Pursuant to Water Code section 1435, et seq., the SWRCB is authorized to issue temporary urgency change orders, allowing the change of a point of diversion, the place of use, purpose of use of the water, or change in the conditions of the permit. The SWRCB may issue a conditional order after completing an evaluation sufficient to determine that the proposed temporary urgency changes comply with the following:

1. The petitioner has an urgent need to make the proposed change;
2. The proposed change may be made without injury to any other lawful user of water;
3. The proposed change may be made without unreasonable effect upon fish, wildlife or other instream beneficial uses; and
4. The proposed change is in the public interest, including findings to support change order conditions imposed to ensure that the change is in the public interest, and may be made without injury to any other lawful user of the water, and without unreasonable effect upon fish, wildlife, or other instream beneficial uses.

On September 30, 2002, the SWRCB issued WR ORDER 2002-0011-DWR, approving the proposed temporary urgency change in points of diversion. The SWRCB has retained jurisdiction to modify WR ORDER 2002-0011-DWR. A copy of this order can be viewed on the Division of Water Rights' website at www.waterrights.ca.gov.

Pursuant to the requirements of section 1435 above, the SWRCB is seeking information to assist in the evaluation of the proposed temporary urgency change. Any person may file comments concerning SCWC's petition to change the point of diversion. The materials must address the issues that the SWRCB must evaluate, as set forth above. Based on the information currently available to the SWRCB, an order approving the proposed temporary has been issued. However, this order may be revised or withdrawn if good cause is shown.

Materials filed in response to this notice **shall be mailed to both parties at the addresses listed below**. The response must be received in the office of the SWRCB's Division of Water Rights, at the address listed below by **4:00 p.m. on October 21, 2002**. Interested parties are encouraged to file comments, etc., by FAX and to notify the following contact persons by telephone of any materials that will be submitted. However, an original copy of all materials **must** be received for the SWRCB to consider your concerns.

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Original signed by David R. Beringer for

Harry M. Schueller
Chief Deputy Director

Dated: September 30, 2002